



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

[Handwritten signature]

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/043,673	01/09/2002	Brian Shuster	4633P011

CONFIRMATION NO. 8378

08791

BLAKELY SOKOLOFF TAYLOR & ZAFMAN
 12400 WILSHIRE BOULEVARD, SEVENTH FLOOR
 LOS ANGELES, CA 90025

FORMALITIES LETTER



OC00000007449146

Date Mailed: 02/08/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

[Handwritten signature]
PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/19/2002 AOSMAN1 00000013 10043673

01 FC:105

130.00 0P

Attorney Docket No.: 4633P011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APR 17 2002

In re the Application of:

ATTENTY
PATENT
TRADEMARK
OFFICE
BRENT HUSTER, ET AL.

Application No.: 10/043,673

Filed: January 09, 2002

For: **METHOD AND APPARATUS FOR REMOTE
DATA COLLECTION OF PRODUCT
INFORMATION USING A COMMUNICATIONS
DEVICE**

Assistant Commissioner for Patents
Attention: Box Missing Parts
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts of Application mailed February 8, 2002, please find enclosed:

- (1) a duly executed Declaration and Power of Attorney with respect to the above-referenced patent application;
- (2) a check in the amount of \$130.00 in payment of the surcharge of 37 CFR § 1.16(e); and
- (3) a copy of the Notice to File Missing Parts of Application.

If any additional fee is required, please charge Deposit Account No. 02-2666. A duplicate of the Fee Transmittal is enclosed for deposit account charging purposes.

Respectfully submitted,

BLAKELEY, SOKOLOFF, TAYLOR & ZAFMAN

Joseph Lutz, Reg. No. 43,765

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Assistant Commissioner for Patents, Attention: Box Missing Parts, Washington, D.C. 20231 on: April 8, 2002

04/08/02

Marilyn Bass

Date



SM

PTO/SB/21(08/00)

Approved for use through 19/30/2000. OMB 0651-0031
 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

MP

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/043,673
		Filing Date	January 9, 2002
		First Named Inventor	Brian Shuster
		Group Art Unit	2152
		Examiner Name	TBD
Total Number of Pages in This Submission	10	Attorney Docket Number	4633P011

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <input type="checkbox"/> Return Receipt Postcard						
<table border="1"> <tr> <td>Remarks</td> <td colspan="2"></td> </tr> <tr> <td colspan="3">Resp. to Missing Parts includes: Response to Notice to File Missing Parts (1 pg), Signed and dated Declaration/Power of Attorney (5 pp) and copy of Notice to File Missing Parts (1 pg)</td> </tr> </table>			Remarks			Resp. to Missing Parts includes: Response to Notice to File Missing Parts (1 pg), Signed and dated Declaration/Power of Attorney (5 pp) and copy of Notice to File Missing Parts (1 pg)		
Remarks								
Resp. to Missing Parts includes: Response to Notice to File Missing Parts (1 pg), Signed and dated Declaration/Power of Attorney (5 pp) and copy of Notice to File Missing Parts (1 pg)								

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Joseph Lutz, Reg. No. 43,765 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN
Signature	
Date	April 8, 2002

CERTIFICATE OF MAILING (OR TRANSMISSION)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail with sufficient postage in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on:

April 8, 2002

Typed or printed name	Marilyn Bass
Signature	
Date	04/08/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

APR 17 2002

PTO/SB/17 (10-01)
Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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PATENT & TRADEMARK OFFICE
**FEET TRANSMITTAL
for FY 2002**

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

130.00

Complete If Known

Application Number	10/043,673
Filing Date	01/09/02
First Named Inventor	Brian Shuster, et al.
Examiner Name	TBD
Group Art Unit	2152
Attorney Docket Number	4633P011

METHOD OF PAYMENT (check all that apply) Check Credit Card Money Order Other None Deposit Account

Deposit Account Number

02-2666

Deposit Account Name

Blakely, Sokoloff, Taylor & Zafman

The Commissioner is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments Charge any additional fee(s) during the pendency of this application. Charge fee(s) indicated below, except for the filing fee, to the above-identified deposit account**FEE CALCULATION (continued)****3. ADDITIONAL FEE**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee Description	
105	130	205 65 Surcharge - late filing fee or oath	130
127	50	227 25 Surcharge - late provisional filing fee or cover sheet.	
139	130	139 130 Non-English specification	
147	2,520	147 2,520 For filing a request for ex parte reexamination	
112	920	112 920 Requesting publication of SIR prior to Examiner action	
113	1,840	113 1,840 Requesting publication of SIR after Examiner action	
115	110	215 55 Extension for response within first month	
116	400	216 200 Extension for response within second month	
117	920	217 460 Extension for response within third month	
118	1,440	218 720 Extension for response within fourth month	
128	1,960	228 980 Extension for response within fifth month	
119	320	219 160 Notice of Appeal	
120	320	220 160 Filing a brief in support of an appeal	
121	280	221 140 Request for oral hearing	
138	1,510	138 1,510 Petition to institute a public use proceeding	
140	110	240 55 Petition to revive - unavoidably	
141	1,280	241 640 Petition to revive - unintentionally	
142	1,280	242 640 Utility issue fee (or reissue)	
143	460	243 230 Design issue fee	
144	620	244 310 Plant issue fee	
122	130	122 130 Petitions to the Commissioner	
123	50	123 50 Petitions related to provisional applications	
126	180	126 180 Submission of Information Disclosure Stmt	
581	40	581 40 Recording each patent assignment per property (times number of properties)	
146	740	246 370 Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	249 370 For each additional invention to be examined (37 CFR 1.129(b))	
179	740	279 370 Request for Continued Examination (RCE)	
169	900	169 900 Request for expedited examination of a design application	
Other fee (specify) _____			

SUBTOTAL (1) (\$)**2. CLAIMS**

Total Claims	Extra	Fee from below	Fee Paid
39	-	= _____ X _____ = _____	= _____

Multiple Dependent Claims

Large Entity Small Entity

Fee Code	Fee Code	Fee Description
103	18	203 9 Claims in excess of 20
102	84	202 42 Independent claims in excess of 3
104	280	204 140 Multiple Dependent claim
109	84	209 42 Reissue independent claims over original patent
110	18	210 9 Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

* or number previously paid, if greater. For Reissues, see above

SUBTOTAL (3) (\$)

130.00

SUBMITTED BY**Complete (if applicable)**

Typed or Printed Name	Joseph Lutz, Reg. No. 43,765	Registration No. (Attorney/Agent)		Telephone	(310) 207-3800
Signature				Date	04/08/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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